

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

In re: ) CASE NO: 11-44209-659 Chapter 13  
ANN KATHLEEN BIRTLEY )  
 ) Trustee's Objection to Confirmation  
 )  
 ) Original confirmation hearing  
Debtor(s) ) set for Jun 09, 2011 11:00 AM

**AMENDED TRUSTEE'S OBJECTION TO CONFIRMATION OF PLAN**

**COMES NOW** John V. LaBarge, Jr., Standing Chapter 13 Trustee, and for his objection to confirmation states as follows:

1. Attorney Fee Election form has not been filed.
2. Debtor lacks sufficient income to fund the plan.
3. The plan is ambiguous or incapable of ascertainment (11 U.S.C. Secs. 1321 & 1325(a)(3)) because:  
A.PLAN AND SCHEDULE D FAIL TO ADDRESS VANTAGE MORTGAGE.  
B.SCHEDULE D DOES NOT PROVIDE PURCHASE DATE FOR AUTO LOAN WITH VANTAGE, SO IT IS UNCLEAR THAT THE DEBT RECEIVES APPROPRIATE TREATMENT IN PLAN.

**WHEREFORE** the Trustee prays the Court enter its order denying confirmation of the proposed plan.

/s/ John V. LaBarge, Jr.

KLW-351

Copy served on the following either  
through the Court's ECF system or by  
ordinary mail on July 1, 2011

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